98 Hinckle Avenue
West Trenton, NJ 08628

New Jersey Division of Law
Justice Hughes Complex
CN 112
Trenton, New Jersey 08624

Attention: Ms. June K. Forrest
Sr. Deputy Attorney General

Re: Miccio vs. DCA, et al.
Docket No.
3-91-CV-05552

Dear Ms. Forrest:

This another request for discovery information and also a reply to your "answer to interrogatories and amended pleadings."

Also, because I only requested "public" information that you claim is unable to be disclosed due to it being privileged or other similar reasons, please provide the following:

1. A specific reason for withholding such documents
2. A statement of the basis for your claim that such public information cannot be disclosed
3. Brief description of the documents:
   (a) dates of documents, number of pages, attachments, etc.
   (b) authors and identification by the employee titles of each person
   (c) custodian of the documents
   (d) subject matter, including those relating to meetings, identification of such meetings,

conversations relating to such information requested, etc.

The following discovery requests remain in the same sequence as previously requested and responded by you.

Item No. 1: (Plaintiff's personnel file)

I request that I be allowed to personally review my personnel records retained by DCA.

Item No. 2: (Mr. Decker, named Defendant)

Please note, I am not requesting any personal information, i.e., weight, height, health, religion, etc., which remains irrelevant to the facts for discovery (also for any other individual employee).

However, please disclose the following information:

(B) Provide the score and ranking obtained by Mr. Decker, from the Civil Service open competitive examination for the title of Supervisor, Construction Inspection Section (Symbol: 127B, Code: HSRXR-7)

Also provide all information and reasons as to why this title was not issued through the promotional process.

(C) Provide the same general information as requested in "B" above, regarding the promotional examination which permitted Mr. Decker to be promoted to a Bureau Chief position by DCA.

Item No. 3: (Mr. Connolly, named Defendant)

Please amend Item No. 3 to include the following:

1. Any and all information regarding the upgrade

and elevation of the Construction Plans Approval Section to a bureau level within the possession and knowledge of the named Defendant.

Include all notes, memos, all reports including those relating to the new bureau, etc.

2. Disclose the procedure used to determine the selection of the Bureau Chief position.

Should you declare the production of such documents are unable to be disclosed, please respond in detail as previously requested in the second paragraph of this letter.

Also, if any documents have been lost or destroyed, provide the following information:

(a) Approximate date they were lost or destroyed

(b) Circumstances and manner such information was lost or destroyed

(c) Reasons for the documents to be lost or destroyed

(d) Identify the emloyees having any knowledge of the circumstances and/or reasons

(e) Identify the employees who lost or destroyed the documents

(f) Identify the persons having knowledge of the contents of the documents

Item No. 5:

1. Please disclose all information as to how Mr. Melillo held the title of Supervisor, Construction Inspection Section in 1979, since the Civil Service examination was not offered until on or about 1981.

2. Also, disclose all informtion as to how Mr. Melillo obtained the title of Supervisor, Construction Inspection Section in 1983.

   Note: If it was through a bona fide Civil Service list, provide his test score and ranking issued to him by Civil Service and as previously requested for Mr. Decker in 2B.

Reorganization Information

Provide the following information, regarding the employees listed below; date hired, title, salary, date they obtained their subcode and/or construction official license and job location:

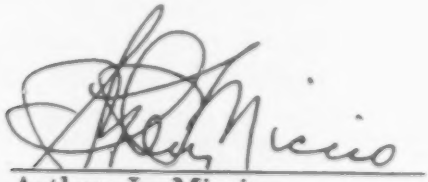
Georgia Brown, Rudy Ince, Al Travis, Fayes Alfaink, Salvatore Cavaluzzo and Ally Kiozpeoplou

General Information

Item No. 1: Provide the date DCA formulated the Affirmative Action Group

Also provide all information if DCA has any other Discrimination Complaints pending.

Very truly yours,



Arthur L. Miccio
January 6, 1993